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Rainbow Canyon Retreat ("Fresh Start")*

14 UNITED STATES DISTRICT COURT  
15 FOR THE DISTRICT OF NEVADA

16 CATHY TARR, a Virginia Citizen; and,  
17 MICHAEL TARR, a Florida Citizen

18 Plaintiffs,

19 vs.

20 NARCONON FRESH START d/b/a  
RAINBOW CANYON RETREAT, a  
21 California Corporation; ASSOCIATION FOR  
BETTER LIVING AND EDUCATION  
22 INTERNATIONAL; NARCONON  
INTERNATIONAL

23 Defendants.  
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CASE NO. 2:14-cv-00283-GMN-NJK

AMENDED STIPULATION AND  
ORDER TO EXTEND DISCOVERY  
DEADLINES

FOURTH REQUEST

25 Pursuant to the Court's ORDER Denying Stipulation Without Prejudice (Doc. 69), the Parties  
26 hereby submit the foregoing Amended Stipulation and Order to Extend Discovery Deadlines (Fourth  
27 Request). The Parties do not request a stay of discovery as certain discovery motions may need to be  
28 filed before mediation takes place on May 28, 2015. However, in the interest of judicial economy, the

1 Parties request an extension of time, in good faith, of certain discovery deadlines as outlined below.

2 IT IS HEREBY STIPULATED AND AGREED, by and between the Parties, through their  
3 undersigned counsel of record, that the discovery deadlines herein referenced be extended as set forth  
4 below. In support of this Stipulation, the Parties set forth the following status of discovery in  
5 accordance with LR 6-1 and LR 26-4.

6 **I. DISCOVERY COMPLETED TO DATE:**

- 7 A. Plaintiffs and Defendant Fresh Start (all other Defendants have settled) conducted the  
8 FRCP 26(a) conference;  
9 B. Plaintiffs and Defendant have propounded written discovery;  
10 C. Plaintiffs and Defendant have responded to written discovery;  
11 D. Plaintiffs and Defendant have disclosed initial witnesses and documents pursuant to  
12 FRCP 26;  
13 E. Plaintiffs and Defendant have served supplemental disclosures;  
14 F. Defendants have taken the depositions of Plaintiffs Michael and Cathy Tarr;  
15 G. Defendant has propounded subpoenas on pertinent third-party medical providers,  
16 educational institutions and employers, and received responses thereto;

17 **II. DISCOVERY REMAINING**

- 18 A. Deposition of Plaintiffs' father/ex-husband, Ralph Tarr;  
19 B. Depositions of Defendant's Person(s) Most Knowledgeable;  
20 C. Depositions of Defendant's employees;  
21 D. Depositions of Plaintiff Michael Tarr's treating physicians;  
22 E. Designation of rebuttal expert witnesses, if any;  
23 F. Depositions of all expert witnesses;  
24 G. Any additional written discovery the Parties may wish to propound; and  
25 H. Any remaining discovery that the Parties desire.

26 **III. REASON WHY DISCOVERY SHOULD BE EXTENDED**

27 The Parties stipulate to extending certain discovery deadlines to facilitate the potential  
28 resolution of this matter via a mass mediation to include all Narconon Fresh Start cases currently filed

1 in Nevada, Colorado, and California. The mass mediation is currently scheduled for May 28, 2015.  
 2 The Parties request this extension in good faith and in an effort to promote judicial economy. The  
 3 Parties request an extension of the discovery deadlines as outline below in order to preserve the  
 4 Parties' resources. Should the Court grant the Parties' Stipulation, the Parties will be at liberty to  
 5 select the discovery they wish to conduct pre-mediation, thus preserving significant amounts of time  
 6 and money, instead of working the case up to a point where discovery is nearly complete just before  
 7 mediation begins.

8 **IV. PROPOSED DEADLINES FOR REMAINING DISCOVERY**

	<u>Previous Deadline</u>	<u>Proposed Deadline</u>
Discovery Cut-Off Date:	June 8, 2015	September 8, 2015
Dispositive Motion Deadline:	July 10, 2015	October 9, 2015
Joint Pretrial Order Due:	August 10, 2015	November 9, 2015

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1 **V. CONCLUSION**

2 For the foregoing reasons, the Parties respectfully request that the Court enter an Order  
3 adopting the dates set forth in this stipulation. The parties do not request a conference with the  
4 Magistrate before entry of an Amended Scheduling Order.

5  
6 Dated: May 1, 2015

Lewis Brisbois Bisgaard & Smith LLP

7 By: /s/ Alayne M. Opie  
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9 Alayne M. Opie, NV Bar No. 12623  
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16 Dated: May 1, 2015

HAMILTON LAW

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**ORDER**

Upon consideration of the above Stipulation, the deadlines for remaining discovery shall be extended as follows:

Discovery Cut-Off Date: September 8, 2015

Dispositive Motion Deadline: October 9, 2015

Joint Pretrial Order Due: November 9, 2015

IT IS SO ORDERED

DATED this 6th day of May, 2015

  
\_\_\_\_\_  
U.S. MAGISTRATE JUDGE

Respectfully submitted,

By: /s/ Alayne Opie  
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Start dba Rainbow Canyon Retreat*

**CERTIFICATE OF SERVICE**

Pursuant to FRCP 5(b), I certify that I am an employee of LEWIS BRISBOIS BISGAARD & SMITH and that on this 1st day of May, 2015, I did cause a true copy of the foregoing **AMENDED STIPULATION AND ORDER TO EXTEND DISCOVERY DEADLINES (FOURTH REQUEST)** to be served via the CM/ECF electronic system to all parties on the service list.

By: /s/Erin Adams

An Employee of LEWIS BRISBOIS BISGAARD & SMITH LLP